# UNITED STATES BANKRUPTCY COURT DISTRICT OF MASSACHUSETTS

In Re: Peter Caci and Denise Caci

Chapter 11 02-47249

Judge Henry J. Boroff

# CLERK'S CERTIFICATION FOR TRANSMITTAL OF RECORD ON APPEAL

04-30157-MAP

I, JAMES M. LYNCH, Clerk of the United States Bankruptcy Court for the District of Massachusetts, do hereby certify that the annexed documents are copies of the original papers as described in the accompanying Designation of Record and constitute the Record on Appeal in the case entitled and numbered 02-47249 Peter and Denise Caci (Missing the following Items: 13,20,23,24,53,72,72,76,96 and 97) Will forward upon receipt.

IN TESTIMONY WHEREOF, I HEREUNTO SET MY HAND AND AFFIX THE SEAL OF THIS COURT, AT WORCESTER, IN THE DISTRICT OF MASSACHUSETTS, THIS 17th DAY OF AUGUST.

Date:8/17/04



James M. Lynch Clerk, U.S. Bankruptcy Court

By the Court,

Denisha Sanchez

Deputy Clerk (508) 770–8926

| Receipt of the documents in the above entitled case as describe acknowledged this day of | d in the Designation of Record is hereby |
|--|--|
| acknowledged this day of   |  |
| This case has been assigned No. 04 30157- MAP  | 1 /                                      |
| This case has been assigned No. U7 JUIJ 1 PIFE   | 11                                       |

DEPUTY CYERK

### UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF MASSACHUSETTS WESTERN DIVISION

IN RE

PETER CACI and DENISE CACI

Debtors

Chapter 13

Case No: 02-47249-HJB

#### NOTICE OF APPEAL

FRANCIS LAFAYETTE the counsel of record to debtor, appeals under U.S.C.  $\S$  158(a) or (b) from the order of the bankruptcy judge

07/08/2004 97 Memorandum of Decision Dated 7/8/04 Regarding [94] Motion to Reconsider [90] Order Filed by Attorney Francis Lafayette. A SEPARATE ORDER SHALL ISSUE. (sas, usbc)

07/08/2004 98 Order Dated 7/8/04 Denying [94] Motion to Reconsider [90] Order Filed by Attorney Francis Lafayette. (sas, usbc)

The names of all parties to the order appealed from and the names, addresses, and telephone numbers of their respective attorneys are as follows:

Appellant Francis Lafayette

Debtor: Attorney:

Address: Post Office Box 1020

Palmer, MA 01069

BBO# 282960

Telephone: (413) 283-7785

Appellee

Trustee: Denise M. Pappalardo

Chapter 13 Trustee

Address: P.O. Box 16607

44 Front Street, Suite 230

Worcester, MA 01601

Telephone: (508) 791-3300

Respectfully

Francis Lafavette, J. 1024 Park Street Post Office Box 1020

Palmer, MA 01069 (413) 283-7785

BBO# 282960

## UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF MASSACHUSETTS WESTERN DIVISION

IN RE

PETER CACI and DENISE CACI

Chapter 13 Case No: 02-47249-HJB

Debtors

### CERTIFICATE OF SERVICE

I, Francis Lafayette, J. D. have served a copy of the DEBTOR'S notice of appeal on the following parties:

Richard King Assistant US Trustee Office Of United States Trustee 446 Main St Ste 14 Worcester MA 01608-2361

Denise M. Pappalardo P.O. Box 16607 Worcester, MA 01601

Steven Weiss Shatz, Schwartz & Fentin 1441 Main St. Suite 1100 Springfield, MA 01103

Joseph B. Collins Hendel, Collins & Newton 101 State Street Springfield, MA 01103-2

Peter and Denise Caci 13 Howard St (L) side Brookfield, MA 01506

Francis Lafayette, J. D.

# United States Pankruptcy Court District of Massachusetts

In re:

PETER AND DENISE CACI,

**Debtors** 

Chapter 7

Case No. 02-47249-HJB

#### **ORDER**

For the reasons set forth in this Court's Memorandum of Decision of even date, the "Motion for Reconsideration and to Allow Late Filing of Appeal on Grounds of Excusable Neglect (Fed. R. Bankr. P. 8002(c))" filed by Attorney Francis Lafayette is DENIED.

DATED:

July 8, 2004

Henry Foroff

United States Bankruptcy Judge

CC:

Francis Lafayette, Esq.

Denise Pappalardo, Chapter 13 trustee

United States trustee Peter and Denise Caci

